

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CRIMINAL NO. 05-270
v.	:	DATE FILED: August 24, 2005
JAMES BUTLER	:	VIOLATIONS:
		18 U.S.C. § 1344 (bank fraud - 5 counts)
	:	18 U.S.C. § 1028A (aggravated identity theft - 5 counts)

SUPERSEDING INFORMATION

COUNT ONE

THE UNITED STATES ATTORNEY CHARGES THAT:

At all times material to this information:

1. PNC Bank was a financial institution, the deposits of which were insured by the Federal Deposit Insurance Corporation, certificate no. 6384.
2. On or about February 11, 2005, in the Eastern District of Pennsylvania, defendant

JAMES BUTLER

knowingly attempted to execute a scheme to defraud PNC Bank and to obtain monies owned by and under the care, custody, and control of that bank by means of false and fraudulent pretenses, representations, and promises.

THE SCHEME

3. Defendant JAMES BUTLER pretended to be another person in order to cash a stolen, counterfeit, and otherwise unauthorized check at PNC Bank.

4. On or about February 11, 2005, defendant JAMES BUTLER presented an unauthorized check at PNC Bank. When processing this transaction, defendant BUTLER pretended to be an individual who was a PNC Bank account holder and forged his signature on the check.

5. By cashing the check in another person's name, defendant JAMES BUTLER attempted to steal approximately \$4,900 from PNC Bank.

In violation of Title 18, United States Code, Section 1344.

COUNT TWO

THE UNITED STATES ATTORNEY FURTHER CHARGES THAT:

At all times material to this information:

1. Citizens Bank was a financial institution, the deposits of which were insured by the Federal Deposit Insurance Corporation, certificate no. 57282.
2. From on or about May 13, 2004, to on or about September 17, 2004, in the Eastern District of Pennsylvania, defendant

JAMES BUTLER

knowingly executed and attempted to execute a scheme to defraud Citizens Bank and to obtain monies owned by and under the care, custody, and control of that bank by means of false and fraudulent pretenses, representations, and promises.

THE SCHEME

3. Defendant JAMES BUTLER pretended to be other people in order to cash stolen, counterfeit, and otherwise unauthorized checks at Citizens Bank.
4. From on or about May 13, 2004, to on or about September 17, 2004, defendant JAMES BUTLER presented nine unauthorized checks at Citizens Bank. When cashing these checks, defendant BUTLER pretended to be Citizens Bank account holders and forged their signatures on the checks and withdrawal slips.
5. By cashing the checks in other people's names, defendant JAMES BUTLER stole and attempted to steal approximately \$27,533.55 from Citizens Bank.

In violation of Title 18, United States Code, Section 1344.

COUNT THREE

THE UNITED STATES ATTORNEY FURTHER CHARGES THAT:

At all times material to this information:

1. Sovereign Bank was a financial institution, the deposits of which were insured by the Federal Deposit Insurance Corporation, certificate no. 29950-2.

2. On or about March 15, 2004, in the Eastern District of Pennsylvania, defendant

JAMES BUTLER

knowingly executed and attempted to execute a scheme to defraud Sovereign Bank and to obtain monies owned by and under the care, custody, and control of that bank by means of false and fraudulent pretenses, representations, and promises.

THE SCHEME

3. Defendant JAMES BUTLER pretended to be another person in order to cash stolen, counterfeit, and otherwise unauthorized checks at Sovereign Bank.

4. On or about March 15, 2004, defendant JAMES BUTLER presented two unauthorized checks at Sovereign Bank. When cashing these checks, defendant BUTLER pretended to be an individual who was a Sovereign Bank account holder and forged his signature on the checks.

5. By cashing the checks in another person's name, defendant JAMES BUTLER stole and attempted to steal approximately \$3,311.12 from Sovereign Bank.

In violation of Title 18, United States Code, Section 1344.

COUNT FOUR

THE UNITED STATES ATTORNEY FURTHER CHARGES THAT:

At all times material to this information:

1. Wachovia Bank was a financial institution, the deposits of which were insured by the Federal Deposit Insurance Corporation, certificate no. 33869.

2. From on or about March 6, 2004, to on or about March 8, 2004, in the Eastern District of Pennsylvania, and in the District of New Jersey, defendant

JAMES BUTLER

knowingly executed and attempted to execute a scheme to defraud Wachovia Bank and to obtain monies owned by and under the care, custody, and control of that bank by means of false and fraudulent pretenses, representations, and promises.

THE SCHEME

3. Defendant JAMES BUTLER pretended to be other people in order to cash stolen, counterfeit, and otherwise unauthorized checks at Wachovia Bank.

4. From on or about March 6, 2004, to on or about March 8, 2004, defendant JAMES BUTLER presented three unauthorized checks at Wachovia Bank. When cashing these checks, defendant BUTLER pretended to be Wachovia Bank account holders and forged their signatures on the checks.

5. By cashing the checks in other people's names, defendant JAMES BUTLER stole and attempted to steal approximately \$13,000 from Wachovia Bank.

In violation of Title 18, United States Code, Section 1344.

COUNT FIVE

THE UNITED STATES ATTORNEY FURTHER CHARGES THAT:

At all times material to this information:

1. Univest National Bank was a financial institution, the deposits of which were insured by the Federal Deposit Insurance Corporation, certificate no. 7759.

2. From on or about April 2, 2004, to on or about August 23, 2004, in the Eastern District of Pennsylvania, defendant

JAMES BUTLER

knowingly executed and attempted to execute a scheme to defraud Univest National Bank and to obtain monies owned by and under the care, custody, and control of that bank by means of false and fraudulent pretenses, representations, and promises.

THE SCHEME

3. Defendant JAMES BUTLER pretended to be other people in order to cash stolen, counterfeit, and otherwise unauthorized checks and to make unauthorized withdrawals at Univest National Bank.

4. From on or about April 2, 2004, to on or about August 23, 2004, defendant JAMES BUTLER presented eleven unauthorized checks and six unauthorized withdrawal slips at Univest National Bank. When processing these transactions, defendant BUTLER pretended to be Univest National Bank account holders and forged their signatures on the checks and withdrawal slips.

5. By cashing the checks in other people's names and making the unauthorized withdrawals, defendant JAMES BUTLER stole and attempted to steal approximately \$51,438.98 from Uninvest National Bank.

In violation of Title 18, United States Code, Section 1344.

COUNT SIX

THE UNITED STATES ATTORNEY FURTHER CHARGES THAT:

On or about August 18, 2004, in the Eastern District of Pennsylvania, defendant

JAMES BUTLER

knowingly possessed and used, without lawful authority, a means of identification of another person, that is, the name P.W., during and in relation to bank fraud, in violation of Title 18, United States Code, Section 1344.

In violation of Title 18, United States Code, Section 1028A(a)(1), (c)(5).

COUNT SEVEN

THE UNITED STATES ATTORNEY FURTHER CHARGES THAT:

On or about August 19, 2004, in the Eastern District of Pennsylvania, defendant

JAMES BUTLER

knowingly possessed and used, without lawful authority, a means of identification of another person, that is, the name P.W., during and in relation to bank fraud, in violation of Title 18, United States Code, Section 1344.

In violation of Title 18, United States Code, Section 1028A(a)(1), (c)(5).

COUNT EIGHT

THE UNITED STATES ATTORNEY FURTHER CHARGES THAT:

On or about August 23, 2004, in the Eastern District of Pennsylvania, defendant

JAMES BUTLER

knowingly possessed and used, without lawful authority, a means of identification of another person, that is, the name P.W., during and in relation to bank fraud, in violation of Title 18, United States Code, Section 1344.

In violation of Title 18, United States Code, Section 1028A(a)(1), (c)(5).

COUNT NINE

THE UNITED STATES ATTORNEY FURTHER CHARGES THAT:

On or about September 17, 2004, in the Eastern District of Pennsylvania, defendant

JAMES BUTLER

knowingly possessed and used, without lawful authority, a means of identification of another person, that is, the name R.S., during and in relation to bank fraud, in violation of Title 18, United States Code, Section 1344.

In violation of Title 18, United States Code, Section 1028A(a)(1), (c)(5).

COUNT TEN

THE UNITED STATES ATTORNEY FURTHER CHARGES THAT:

On or about February 11, 2005, in the Eastern District of Pennsylvania, defendant

JAMES BUTLER

knowingly possessed and used, without lawful authority, a means of identification of another person, that is, the name A.D., during and in relation to bank fraud, in violation of Title 18, United States Code, Section 1344.

In violation of Title 18, United States Code, Section 1028A(a)(1), (c)(5).

**PATRICK L. MEEHAN
UNITED STATES ATTORNEY**